

SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 3219A.

**SA 1640.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

On page 870, strike lines 14 through 18 and insert the following:

(2) bolstering allied capability to sustain a competitive self-defense security posture without sustained United States military troop presence in the Indo-Pacific region;

**SA 1641.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

On page 883, line 10, strike “grants.”

On page 886, line 19, strike “consult with the appropriate congressional committees with respect to” and insert “seek congressional approval for”.

**SA 1642.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 3259.

**SA 1643.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and

Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 1018, strike line 5 and all that follows through page 1019, line 3.

**SA 1644.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

In section 3135(b)(3), strike “the World Health Organization and”.

**SA 1645.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 3204.

**SA 1646.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

On page 754, beginning on line 11, strike “Group; and” and all that follows through “(7) the formation” and insert the following: “Group;

(7) any formalization of the Quad relationship shall be submitted to Congress for ratification as a treaty; and

(8) the formation

**SA 1647.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional

technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 3219 and insert the following:

**SEC. 3219. INCREASING THE NUMBER OF RESIDENT ATTACHÉS IN THE INDO-PACIFIC REGION.**

It shall be the policy of the United States to increase the number of resident Defense attachés in the Indo-Pacific region, particularly in locations where the People's Republic of China has a resident military attaché but the United States does not, to assure coverage of all appropriate posts.

**SA 1648.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. —. EXCLUSIVITY OF FEDERAL AUTHORITY TO REGULATE LABELING OF PRODUCTS MADE IN THE UNITED STATES AND INTRODUCED IN INTER-STATE OR FOREIGN COMMERCE.**

Section 320933 of the Violent Crime Control and Law Enforcement Act of 1994 (15 U.S.C. 45a) is amended—

(1) in the first sentence, by striking “To the extent” and inserting the following:

“(a) IN GENERAL.—To the extent”;

(2) by adding at the end the following:

“(b) EFFECT ON STATE LAW.—

“(1) IN GENERAL.—Except as provided in paragraph (2), the provisions of this section shall supersede any provisions of the law of any State expressly relating to the extent to which a product is introduced, delivered for introduction, sold, advertised, or offered for sale in interstate or foreign commerce with a ‘Made in the U.S.A.’ or ‘Made in America’ label, or the equivalent thereof, in order to represent that such product was in whole or substantial part of domestic origin.

“(2) ENFORCEMENT.—Nothing in this section shall preclude the application of the law of any State to the use of a label not in compliance with subsection (a).”; and

(3) in the third sentence of subsection (a), as so designated by paragraph (1), by striking “Nothing in this section” and inserting “Except as provided in subsection (b), nothing in this section”.

**SA 1649.** Mr. LEE submitted an amendment intended to be proposed by him to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which

was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . REDUCING REGULATION AND CONTROLLING REGULATORY COSTS.**

(a) FINDINGS.—Congress finds the following:

(1) It is the policy of the Federal Government to be prudent and financially responsible in the expenditure of funds, from both public and private sources.

(2) In addition to the management of the direct expenditure of taxpayer dollars through the budgeting process, it is essential to manage the costs associated with the governmental imposition of private expenditures required to comply with Federal regulations.

(3) Toward that end, it is important that for each new regulation issued, not fewer than 2 prior regulations be identified for elimination, and that the cost of planned regulations be prudently managed and controlled through a budgeting process.

(b) DEFINITIONS.—In this section:

(1) AGENCY.—The term “agency” has the meaning given the term in section 551 of title 5, United States Code.

(2) DIRECTOR.—The term “Director” means the Director of the Office of Management and Budget.

(3) EXECUTIVE ORDER 12866.—The term “Executive Order 12866” means Executive Order 12866 (58 Fed. Reg. 51735; relating to regulatory planning and review), as amended, or any successor order.

(4) RULE.—The term “rule”—

(A) has the meaning given the term in section 551 of title 5, United States Code; and

(B) does not include—

(i) any rule made with respect to a military, national security, or foreign affairs function of the United States;

(ii) any rule related to agency organization, management, or personnel; or

(iii) any other category of rule exempted by the Director.

(c) REGULATORY CAP.—

(1) IN GENERAL.—If an agency publicly proposes for notice and comment or otherwise promulgates a new rule, the agency shall identify not fewer than 2 existing rules to be repealed.

(2) INCREMENTAL COST.—For each fiscal year, the head of an agency shall ensure that the total incremental cost of all new rules, including repealed rules, to be finalized that fiscal year is not greater than zero, except as provided by the Director in specifying the total incremental cost allowance for the agency under subsection (d)(4)(A).

(3) OFFSET OF NEW INCREMENTAL COSTS.—

(A) IN GENERAL.—In furtherance of the requirement under paragraph (1), an agency shall offset any new incremental costs associated with a new rule by the elimination of existing costs associated with not fewer than 2 prior rules.

(B) PROCEDURES.—An agency shall eliminate existing costs associated with prior rules under subparagraph (A) in accordance with subchapter II of chapter 5 of title 5, United States Code, and any other applicable law.

(4) GUIDANCE.—

(A) IN GENERAL.—The Director shall provide the heads of agencies with guidance on the implementation of this subsection.

(B) CONTENTS.—The topics addressed by the guidance provided under subparagraph (A) shall include—

(i) processes for standardizing the measurement and estimation of regulatory costs;

(ii) standards for determining what qualifies as new and offsetting rules;

(iii) standards for determining the costs of existing rules that are considered for elimination;

(iv) processes for accounting for costs in different fiscal years;

(v) methods to oversee the issuance of rules with costs offset by savings at different times or different agencies; and

(vi) emergencies and other circumstances that might justify individual waivers of the requirements of this subsection.

(C) DISCRETION OF DIRECTOR.—The Director shall consider phasing in and updating the guidance provided under subparagraph (A).

(D) ANNUAL REGULATORY COST SUBMISSIONS TO OFFICE OF MANAGEMENT AND BUDGET.—

(1) IN GENERAL.—Beginning with the Regulatory Plans required under Executive Order 12866 for fiscal year 2022, and for each fiscal year thereafter, the head of an agency shall—

(A) identify, for each rule that increases incremental cost, the offsetting rules described in subsection (c)(3); and

(B) provide the agency’s best approximation of the total costs or savings associated with each new rule or repealed rule.

(2) INCLUSION IN THE UNIFIED REGULATORY AGENDA.—Each rule approved by the Director during the process by which the President establishes a budget under section 1105 of title 31, United States Code, shall be included in the Unified Regulatory Agenda required under Executive Order 12866.

(3) LIMITATION ON ISSUANCE.—An agency may not issue a rule if the rule was not included on the most recent version or update of the published Unified Regulatory Agenda as required under Executive Order 12866, unless the issuance of the rule was approved in advance in writing by the Director.

(4) TOTAL INCREMENTAL COST.—

(A) DETERMINATION BY OMB.—During the process by which the President establishes a budget under section 1105 of title 31, United States Code, the Director shall identify to agencies a total amount of incremental costs that will be allowed for each agency in issuing new rules and repealing rules for the next fiscal year.

(B) PROHIBITION.—An agency may not issue a rule during a fiscal year that causes the agency to exceed the total incremental cost allowance of the agency for that fiscal year under subparagraph (A) unless approved in writing by the Director.

(C) TOTAL REGULATORY COST.—The total incremental cost allowance of an agency for a fiscal year may allow an increase or require a reduction in total regulatory cost for that fiscal year.

(5) GUIDANCE.—The Director shall provide the heads of agencies with guidance on the implementation of the requirements under this subsection.

(e) GENERAL PROVISIONS.—

(1) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to impair or otherwise affect—

(A) the authority granted by law to an agency, or the head thereof; or

(B) the functions of the Director relating to budgetary, administrative, or legislative proposals.

(2) NO SUBSTANTIVE RIGHT CONFERRED.—This section does not create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

**SA 1650.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and

Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . ESTIMATE OF VALUE OF ELECTROMAGNETIC SPECTRUM.**

(a) IN GENERAL.—Part A of the National Telecommunications and Information Administration Organization Act (47 U.S.C. 901 et seq.) is amended—

(1) by redesignating section 105 (47 U.S.C. 904) as section 106; and

(2) by inserting after section 104 (47 U.S.C. 903) the following:

**“SEC. 105. ESTIMATE OF VALUE OF ELECTROMAGNETIC SPECTRUM.**

“(a) DEFINITIONS.—In this section—

“(1) the term ‘covered band’ means the band of frequencies between 3 kilohertz and 95 gigahertz;

“(2) the term ‘Federal entity’ has the meaning given the term in section 113(1); and

“(3) the term ‘OMB’ means the Office of Management and Budget.

“(b) ESTIMATES REQUIRED.—The NTIA, in consultation with the Commission and OMB, shall estimate the value of electromagnetic spectrum in the covered band that is assigned or otherwise allocated to each Federal entity as of the date of the estimate, in accordance with the schedule under subsection (c).

“(c) SCHEDULE.—The NTIA shall conduct the estimates under subsection (b) for the frequencies between—

“(1) 3 kilohertz and 33 gigahertz not later than 1 year after the date of enactment of this section, and every 3 years thereafter;

“(2) 33 gigahertz and 66 gigahertz not later than 2 years after the date of enactment of this section, and every 3 years thereafter; and

“(3) 66 gigahertz and 95 gigahertz not later than 3 years after the date of enactment of this section, and every 3 years thereafter.

“(d) BASIS FOR ESTIMATE.—

“(1) IN GENERAL.—The NTIA shall base each value estimate under subsection (b) on the value that the electromagnetic spectrum would have if the spectrum were reallocated for the use with the highest potential value of licensed or unlicensed commercial wireless services that do not have access to that spectrum as of the date of the estimate.

“(2) CONSIDERATION OF GOVERNMENT CAPABILITIES.—In estimating the value of spectrum under subsection (b), the NTIA may consider the spectrum needs of commercial interests while preserving the spectrum access necessary to satisfy mission requirements and operations of Federal entities.

“(3) DYNAMIC SCORING.—To the greatest extent practicable, the NTIA shall incorporate dynamic scoring methodology into the value estimate under subsection (b).

“(4) DISCLOSURE.—

“(A) IN GENERAL.—Subject to subparagraph (B), the NTIA shall publicly disclose how the NTIA arrived at each value estimate under subsection (b), including any findings made under paragraph (2) of this subsection.

“(B) CLASSIFIED, LAW ENFORCEMENT-SENSITIVE, AND PROPRIETARY INFORMATION.—If any information involved in a value estimate under subsection (b), including any finding made under paragraph (2) of this subsection, is classified, law enforcement-sensitive, or proprietary, the NTIA—